

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

FEB 13 1 33 PM '02

Chicago Fiber Optic Corporation)
d/b/a Metropolitan Fiber Systems)
of Chicago, Inc.)
)
Petition for Emergency and Expedited)
Relief to Protect from Disclosure in)
its Entirety for a Period of Not Less)
Than Five Years Petitioner's 2001)
Annual Reports)

CHIEF CLERK'S OFFICE

Docket No. 02-

0132

PETITION FOR EMERGENCY
AND EXPEDITED RELIEF

Chicago Fiber Optic Corporation d/b/a Metropolitan Fiber Systems of Chicago, Inc.

("MFS"), by and through one of its attorneys, hereby petitions the Illinois Commerce Commission ("Commission") to grant to it the emergency relief requested herein. In support of this petition, MFS states as follows:

1. As a telecommunications carrier subject to the jurisdiction of the Commission, MFS is required to file with the Commission an annual report. MFS is prepared to file the requisite annual report with the Commission once this petition for proprietary treatment is granted.

2. Due to the content and nature of the filing, MFS' annual report will necessarily contain commerce and financial information that is highly sensitive, proprietary, confidential and the type of information which would be of particular interest to MFS' competitors and potential competitors.

3. Because the information that will be contained in MFS' annual report are so competitively sensitive, it is imperative that public disclosure of the proprietary information that will be contained in its annual report be maintained under seal for a period not less than five years

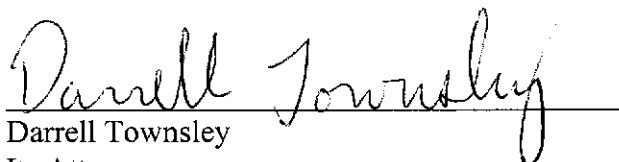
following the issuance of an Order herein by this Commission, since disclosure of this information any earlier would be likely to cause MFS serious competitive harm.

4. Section 7 of the Illinois Freedom of Information Act, 5 ILCS 140/7 (g) (1994) exempts from public disclosure "trade secrets and commercial or financial information . . . where such trade secrets or information are proprietary, privileged or confidential." The annual report that is the subject of this Petition falls within this exemption.

WHEREFORE, Chicago Fiber Optic Corporation d/b/a MFS of Chicago respectfully requests that the Commission issue an expedited Order protecting from disclosure in their entirety for a period of not less than five years MFS' 2001 annual report.

Respectfully submitted,

Chicago Fiber Optic Corporation
d/b/a Metropolitan Fiber Systems of Chicago, Inc.

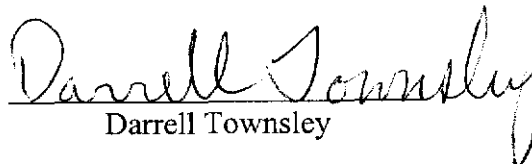
By: 
Darrell Townsley
Its Attorney
205 North Michigan Avenue
Suite 1100
Chicago, Illinois 60601
(312) 260-3533

Dated: February 11, 2002


STATE OF ILLINOIS)
)
COUNTY OF COOK) SS:

VERIFICATION

Darrell Townsley, being first duly sworn, deposes and states that he is an attorney for Chicago Fiber Optic Corporation d/b/a Metropolitan Fiber Systems of Chicago, Inc., that he has read the foregoing Petition for Emergency and Expedited Relief seeking proprietary treatment for its 2001 annual report and has knowledge of the contents thereof, and that the information therein contained are true to the best of his knowledge, information and belief.


Darrell Townsley

SUBSCRIBED AND SWORN to
before me this 11th day
of February, 2002



Notary Public

My Commission Expires: August 9, 2005

